



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Rex A. NISBET

Appl. No.: 09/847,322

Filed: May 3, 2001

For: **Allocation of Control Channel in a
Communication System**

Confirmation No.: 5586

Art Unit: 2683

Examiner: Torres, Marcos L.

Atty. Docket: 1378.0030000

Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

It is hereby requested that the period for replying to the outstanding Office Action be extended three (3) months from July 26, 2004 to October 26, 2004 by the filing of this Petition and fee payment.

Applicant requested a 2-month extension of time and paid the 2-month extension of time petition fee (37 C.F.R. § 1.17(a)) on September 27, 2004. Applicant believes that the petition fee is \$550.00 for the difference between the cost of a 3-month and a 2-month extension of time for a large entity. Fee payment is provided in our accompanying PTO-2038 Credit Card Payment Form. However, if extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Theodore A. Wood
Attorney for Applicant
Registration No. 52,374

Date: October 26, 2004

1100 New York Avenue, N.W.
Washington, D.C. 20005-3934
(202) 371-2600

327441_1.DOC

10/27/2004 EAREGAY1 00000110 09847322

02 FC:1253

550.00 0P